

106TH CONGRESS
2D SESSION

S. 2008

To require the pre-release drug testing of Federal prisoners.

IN THE SENATE OF THE UNITED STATES

JANUARY 26, 2000

Mr. ASHCROFT introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To require the pre-release drug testing of Federal prisoners.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. MANDATORY PRE-RELEASE DRUG TESTING OF**
4 **FEDERAL PRISONERS.**

5 (a) IN GENERAL.—Section 3624 of title 18, United
6 States Code, is amended by adding at the end the fol-
7 lowing:

8 “(g) MANDATORY PRE-RELEASE DRUG TESTING.—
9 The Attorney General shall direct the Bureau of Prisons
10 to establish and implement a mandatory drug testing pro-
11 gram under which—

1 “(1) each prisoner shall be required to submit
2 to a drug test for the use of a controlled substance
3 (as defined in section 102 of the Controlled Sub-
4 stances Act (21 U.S.C. 802)), which shall be admin-
5 istered by the Bureau of Prisons not less than 30
6 days and not more than 60 days prior to the sched-
7 uled date of release of that prisoner under this sec-
8 tion; and

9 “(2) if a prisoner tests positive for the use of
10 a controlled substance pursuant to a drug test ad-
11 ministered in accordance with paragraph (1)—

12 “(A) the Bureau of Prisons shall promptly
13 notify the Attorney General of the test results;
14 and

15 “(B) the Attorney General shall, not later
16 than the scheduled date of release of the pris-
17 oner under this section, issue an arrest warrant
18 for the prisoner, if the Attorney General has
19 reasonable cause to believe, based on the test
20 results, that the prisoner has violated section
21 1791 of this title, section 404 of the Controlled
22 Substances Act (21 U.S.C. 844), or any other
23 provision of Federal law.”.

24 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
25 authorized to be appropriated for fiscal year 2000

1 \$2,000,000 to carry out section 3624(g) of title 18, United
2 States Code, as added by this section, which amount shall
3 be used by the Attorney General to establish an office
4 within the Department of Justice for the investigation and
5 prosecution of prisoners for whom an arrest warrant is
6 issued under section 3624(g)(2)(B)(i) of title 18, United
7 States Code, as added by this section.

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